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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA**

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JUSTIN OLSEN,)
)
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Plaintiff,)
)
)
v.) Case No. 4:11-cv-00015-RRB
)
ALASKA TEAMSTER-EMPLOYER WELFARE)
PLAN, and THE BOARD OF TRUSTEES,)
)
Defendants.)

)

DEFENDANTS' MOTION TO DISMISS DAMAGES CLAIMS

Defendants Alaska Teamster-Employer Welfare Plan and Board of Trustees respectfully submit this Motion to Dismiss Plaintiff's claims for damages for pain and suffering and emotional distress, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure and Rule

7.1(a) of the Local Rules for the District of Alaska. This motion is supported by the accompanying Memorandum.

DATED this 21st day of November, 2011, at Seattle, Washington.

By: s/ Michael P. Monaco

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CERTIFICATE OF SERVICE

I hereby certify that on November 21, 2011, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

Jason A. Weiner
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s/ Michael P. Monaco